

MINUTES

UTAH ATHLETIC TRAINERS LICENSING BOARD MEETING

October 20, 2011

**Room 474 – 4th Floor – 9:00 A.M.
Heber Wells Building
Salt Lake City, UT 84111**

Rule hearing to consider a proposed change to R156-40a: 9:00 A.M. – 9:15 A.M.

CONVENED: 9:15 A.M.

ADJOURNED: 10:20 A.M.

**Bureau Manager:
Board Secretary:**

Richard Oborn
Lee Avery

Board Members Present:

Dale P. Mildenberger, Chairperson
Leesa Myers
Amy P. Powell, MD
Marty Heim
W. Blain Empey
Rhonda Ingram

DOPL Staff Present:

Mark Steinagel, DOPL Director
John Sims, DOPL Investigator

Swear in new Board member Marty Heim

Mr. Heim was sworn in as a new Board member.

Swear in new Board member W. Blain Empey

Mr. Empey was sworn in as a new Board member.

Guests:

Lisa Walker, UTA/RMATA
Kortney Walker

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

**ADMINISTRATIVE BUSINESS:
MINUTES:**

The minutes from the June 21, 2008 were reviewed.
Ms. Myers motioned to accept the minutes, seconded
by Dr. Powell. The motion carried unanimously.

The minutes from the June 23, 2011 were reviewed.
Ms. Myers motioned to accept the minutes, seconded

by Dr. Powell. The motion carried unanimously.

DISCUSSION ITEMS:

1. Athletic trainer scope of practice

Representative Ray was unable to attend this Board meeting but he did participate via telephone. Mr. Oborn indicated that there is a question of whether the Athletic Trainer Licensing Act (Utah Code 58-40a) grants authority for a licensed athletic trainer to treat individuals other than athletes.

The Board reviewed the Athletic Trainer Licensing Act, 58-40a (2)(3)(7) and (303):

(2) "Athlete" means an individual, referee, coach, or athletic staff member who participates in exercises, sports, or games requiring physical strength, agility, flexibility, range of motion, speed, or stamina, and the exercises, sports, or games are of a type generally conducted in association with an educational institution or professional, amateur, or recreational sports club or organization.

(3) "Athletic injury" means:

(a) an injury sustained by an athlete that affects the individual's participation or performance in sports, games, recreation, or exercise; or

(b) a condition that is within the scope of practice of an athletic trainer identified by a directing physician or physical therapist as benefitting from athletic training services

(7) The "practice of athletic training" means the application by a licensed and certified athletic trainer of principles and methods of:

(a) prevention of athletic injuries;

(b) recognition, evaluation, and assessment of athletic injuries and conditions;

(c) immediate care of athletic injuries, including common emergency medical situations;

(d) rehabilitation and reconditioning of athletic injuries;

(e) athletic training services administration and organization; and

(f) education of athletes.

58-40a-303. Scope of practice.

An athletic trainer may:

(1) prevent injuries by:

(a) designing and implementing physical conditioning programs, which may include:

(i) strength and range of motion testing;

(ii) nutritional advisement; and

(iii) psychosocial intervention and referral;

(b) performing preparticipation screening;

(c) fitting protective equipment;

(d) designing and constructing protective products; and

(e) continuously monitoring changes in the environment.

(2) recognize and evaluate injuries by:

(a) obtaining a history of the injury;

(b) inspecting an injured body part and associated structures;

(c) palpating bony landmarks and soft tissue structures; and

(d) performing clinical tests to determine the extent of an injury;

- (3) provide immediate care of injuries by:
 - (a) initiating cardiopulmonary resuscitation;
 - (b) administering basic or advanced first aid;
 - (c) removing athletic equipment; and
 - (d) immobilizing and transporting an injured athlete;
- (4) determine whether an athlete may return to participation or, if the injury requires further definitive care, refer the athlete to the appropriate directing physician;
- (5) rehabilitate and recondition an injury by administering therapeutic exercise and therapeutic and physical modalities, including cryotherapy, thermotherapy, and intermittent compression, electrical stimulation, ultra sound, traction devices, and mechanical devices as directed by established, written athletic training service plans or protocols or upon the order of a directing physician;
- (6) provide athletic training services administration, including:
 - (a) implementing athletic training service plans or protocols;
 - (b) writing organizational policies and procedures;
 - (c) complying with governmental and institutional standards; and
 - (d) maintaining records to document services rendered; and
- (7) educate athletes to facilitate physical conditioning and reconditioning by designing and implementing appropriate programs to minimize the risk of injury.

Mr. Oborn noted the primary concern is in the definition of athlete. Mr. Steinagel advised the Board that the Division has asked for a legal opinion and will share this with the Board, Ms. Walker, and Representative Ray once it is obtained.

2. Investigation report, John Sims

DOPL Investigator, Mr. Sims, met with the Board and reviewed the DOPL complaint and investigative process with the Board. Mr. Sims encouraged Board members to contact him or Mr. Oborn with complaints or concerns regarding athletic trainers. Mr. Sims advised the Board that there has been no complaints filed or disciplinary action taken against an athletic trainer in several years.

3. Report regarding Athletic Trainer Regulatory Conference, July 8-9, 2011

Mr. Oborn reviewed information from the Athletic Trainer Regulatory Conference, July 8-9, 2011. Some of the issues discussed were: best practice and reading between the lines, scope of practice, if there is anything that needs to be expanded on due to health care reform, and the need to report disciplinary action to the National Practitioner Data Base. Mr. Oborn advised the Board that as soon as the travel freeze is lifted for Utah employees and Board members, the Division may be able send members to these conferences.

Note:

The Board reviewed the proposed rule change. The Board would like to take some time to review the BOC Code of Ethics to determine whether it should be incorporated under the definition of unprofessional conduct rather than the NATA Code of Ethics. Mr. Oborn will withdraw the current proposed rule change. Board members will consider the rule change at a future meeting.

NEXT MEETING SCHEDULED:

The next meeting is scheduled for June 20, 2012.

2012 Board meetings have been tentatively scheduled:
June 20, 2012 and October 25, 2012

ADJOURN:

The Board meeting adjourned at: 10:20 A.M.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

Date Approved

Chairperson, Utah Athletic Trainers Licensing Board

Date Approved

Bureau Manager, Division of Occupational &
Professional Licensing